

JUDGE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,) NO. CR06-5454 RBL
Plaintiff,)
vs.) ORDER GRANTING STIPULATED
MAURICE JEFFCOAT,) MOTION TO CONTINUE TRIAL
Defendants.) DATE AND PRETRIAL MOTIONS
) DUE DATE

Based on the stipulated motion of the parties to continue the trial date, and the affidavit of defense counsel in support of the motion, the Court makes the following findings of fact and conclusions of law:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(i).

3. The defense needs additional time to explore issues of some complexity, including all relevant issues and defenses applicable to the case, which would make it unreasonable to expect adequate preparation for pretrial proceedings or for trial itself within the time limits established by the Speedy Trial Act and currently set for this case.

18 U.S.C. § 3161(h)(8)(B)(ii).

4. Taking into account the exercise of due diligence, a continuance is necessary to allow the defendant the reasonable time for effective preparation his defense. 18

1 U.S.C. § 3161(h)(8)(B)(iv).

2 NOW, THEREFORE,

3 IT IS HEREBY ORDERED that the **trial date** is continued from September 11,
4 2006 **to February 26, 2007, at 9:00 AM.** The resulting period of delay from September
5 11, 2006 to February 26, 2007, is hereby excluded for speedy trial purposes under 18
6 U.S.C. § 3161(h)(8)(A) and (B).

7 **Motions** to be filed not later than **January 16, 2007.**

8 **Motion(s) Hearing**, if needed, shall be conducted **February 8, 2007 at 8:30 AM**

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10 IT IS SO ORDERED this 14th day of August, 2006.

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RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE
Digitally Signed upon oral authorization (JAB)

13 Presented By:

14

15 /s/ _____

/s/ _____

16 Russell V. Leonard
Attorney for Mr. Jeffcoat

Lisca Borichewski
Assistant United States Attorney

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